

**UNITED STATES BANKRUPTCY COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

IN RE: C ALAN NEEPER
JAYNE ELLEN NEEPER
AKA: FKA JAYNE ELLEN HOKE

CHAPTER 13

Debtor(s)

CHARLES J. DEHART, III
CHAPTER 13 TRUSTEE
Movant

vs.

CASE NO: 1-17-02607-HWV

C ALAN NEEPER
JAYNE ELLEN NEEPER
AKA: FKA JAYNE ELLEN HOKE

Respondent(s)

TRUSTEE'S MOTION TO DISMISS CASE

AND NOW, on September 18, 2018, comes Charles J. DeHart, III, Standing Chapter 13 Trustee, by and through his attorney James K. Jones, Esquire, and respectfully represents the following:

1. An Amended Plan was filed on May 16, 2018.
2. A Confirmation hearing was held and an Order was entered on July 18, 2018 directing that an amended plan be filed within thirty (30) days.
3. As of the date of this Motion, an amended plan has not been filed.
4. The delay in filing a confirmable plan in this case is prejudicial to creditors.

WHEREFORE, your Trustee respectfully requests your Honorable Court dismiss the case upon the basis that Debtors have failed to propose a confirmable Plan.

Respectfully submitted,

s/ James K. Jones, Esq.
Id: 39031
Attorney for Trustee
Charles J. DeHart, III
Standing Chapter 13 Trustee
Ste. A, 8125 Adams Drive
Hummelstown, PA 17036
Ph. 717-566-6097
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CHAPTER 13 TRUSTEE
Movant

CASE NO: 1-17-02607-HWV

NOTICE

NOTICE IS HEREBY GIVEN that Charles J. DeHart, III, Standing Chapter 13 Trustee for the Middle District of Pennsylvania has filed a Motion to Dismiss for failure to file a confirmable Chapter 13 Plan.

YOU ARE HEREBY NOTICED that a hearing has been scheduled on this matter for:

Any objection or response filed must be filed with the Clerk, U.S. Bankruptcy Court and served on the Chapter 13 Trustee.

Charles J. DeHart, III, Trustee
8125 Adams Drive, Suite A
Hummelstown, PA 17036
Phone: (717) 566-6097
Email: dehartstaff@pAMD13trustee.com

Dated: September 18, 2018

**UNITED STATES BANKRUPTCY COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

IN C ALAN NEEPER CHAPTER 13
RE: JAYNE ELLEN NEEPER
AKA: FKA JAYNE ELLEN
HOKE CASE NO: 1-17-02607-HWV
Debtor(s)

CHARLES J. DEHART, III
CHAPTER 13 TRUSTEE
Movant

CERTIFICATE OF SERVICE

I certify that I am more than 18 years of age and that on September 18, 2018, I served a copy of this Motion to Dismiss, Notice and Proposed Order on the following parties by 1st Class mail, unless served electronically.

DAWN MARIE CUTAIA, ESQUIRE Served electronically
115 EAST PHILADELPHIA STREET
YORK, PA 17401-

United States Trustee Served electronically
228 Walnut Street
Suite 1190
Harrisburg, PA 17101

C ALAN NEEPER
JAYNE ELLEN NEEPER
560 LOWE RD Served by 1ST class mail
NEW PARK, PA 17352

I certify under penalty of perjury that the foregoing is true and correct.

Date: September 18, 2018

Vickie Williams
for Charles J. DeHart, III, Trustee
Suite A, 8125 Adams Dr.
Hummelstown, PA 17036
Phone: (717) 566-6097
eMail: dehartstaff@pamd13trustee.com

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AKA: FKA JAYNE ELLEN HOKE

**CHARLES J. DEHART, III
CHAPTER 13 TRUSTEE
Movant**

VS.

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C ALAN NEEPER
JAYNE ELLEN NEEPER
AKA: FKA JAYNE ELLEN HOKE

Respondent(s)

ORDER DISMISSING CASE

Upon consideration of the Trustee's Motion to Dismiss, it is hereby Ordered that the above-captioned bankruptcy be and hereby is dismissed.